

Senate File 405 - Introduced

SENATE FILE 405

BY BOULTON

A BILL FOR

1 An Act relating to statutes of limitations tolled by the Iowa
2 supreme court, and including retroactive applicability
3 provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 614.1, unnumbered paragraph 1, Code
2 2023, is amended to read as follows:

3 Actions may be brought within the times limited as follows,
4 respectively, after their causes accrue, and not afterwards,
5 except as provided in section 614.1A or when otherwise
6 specially declared:

7 Sec. 2. NEW SECTION. 614.1A Toll — COVID-19.

8 Any statute of limitations, statute of repose, or similar
9 deadline for commencing an action in district court that would
10 have otherwise expired between March 17, 2020, and December 31,
11 2020, is tolled by seventy-six days.

12 Sec. 3. REPEAL. This Act is repealed July 1, 2032.

13 Sec. 4. RETROACTIVE APPLICABILITY. This Act applies
14 retroactively to March 17, 2020.

15 EXPLANATION

16 The inclusion of this explanation does not constitute agreement with
17 the explanation's substance by the members of the general assembly.

18 This bill relates to statutes of limitations tolled by the
19 Iowa supreme court. The bill codifies Iowa supreme court
20 emergency orders which tolled the statute of limitations for
21 commencing civil and criminal actions in the district court.
22 The limitation periods are extended by 76 days for actions
23 that would have otherwise expired between March 17, 2020, and
24 December 31, 2020.

25 The bill is repealed July 1, 2032, and applies retroactively
26 to March 17, 2020.